IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2978 OF 2003

IN

FIRST APPEAL NO.1470 OF 2002

Satyawati K. Pednekar .. Applicant

vs.

Municipal Corporation of
Gr. Mumbai & Anr. .. Respondents.

Smt. Varsha Palav for the Applicant

Mr. Xavier for BMC

Mr. Havnur for Respondent No.2

CORAM : Smt.Ranjana P. Desai, J.

DATED : 28th April, 2005.

P.C. :

1. In this civil application, the appellant in the first appeal has prayed that he may be allowed to carry out repairs of the suit structure as per the permission granted by the Respondent No.1 dated 29.6.2002. The said permission is annexed at exhibit E to the civil application. I have heard the learned counsel for the parties. By the impugned judgment the trial court has held that the said structure is unauthorised. Permission granted to repair the said structure dated 29.6.2002 has

been cancelled by respondent no.1. In such circumstances, structure which is held to be unauthorised cannot be allowed to be reinforced. There is no merit in this application. Civil Application is dismissed.

Judge